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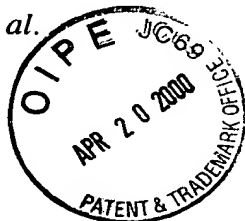
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Zentgraf *et al.*

Serial No.: 08/913,139

Filed: February 9, 1998

For: ANTIBODIES ACTIVE  
AGAINST A FUSION  
POLYPEPTIDE COMPRISING A  
HISTIDINE PORTION



Group Art Unit: 1644

Examiner: NOLAN, P.

Attorney Docket No.:  
8484-029-999

DECLARATION OF PROF. DR. MED. DR. H.C. MULT. ZUR HAUSEN and

Dr. rer. pol. J. Puchta

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

I, Prof. Dr. med. Dr. h.c. mult. zur Hausen, declare and state:

1. That I am chairman and scientific member of the DEUTSCHES KREBSFORSCHUNGSZENTRUM, the assignee of the above-captioned application, and I am authorized to make the statements of this declaration on its behalf. \*

2. That, on February 15, 1995, samples of a monoclonal antibody producing hybridoma cell line were deposited on behalf of DEUTSCHES KREBSFORSCHUNGSZENTRUM with the DSMZ -DEUTSCHE SAMMLUNG VON MIKROORGANISMEN UND ZELLKULTUREN GmbH, Mascheroder Weg 1b, D-38124 Braunschweig (see attachment from DSMZ, dated March 2, 1995).

3. The deposited samples identified in paragraph 2 have been accorded DSMZ

Accession No. DSM ACC 2207, and have been accepted for deposit under the Budapest

\* I, Dr. rer. pol. J. Puchta, declare and state:

1a. That I am administrative member of the DEUTSCHES KREBSFORSCHUNGSZENTRUM, the assignee of the above-captioned application, and I am authorized to make the statements of this declaration on its behalf.

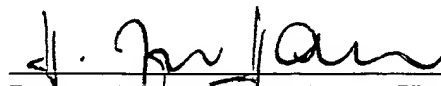
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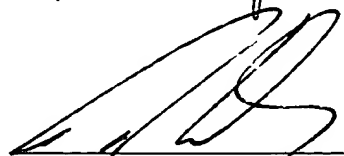
Treaty on the International Recognition of the Deposit of Microorganisms For The Purposes  
of Patent Procedure.

4. In addition to there being no restrictions on the availability, to one determined by the Commissioner to be entitled thereto under 37 C.F.R. 1.14 and 35 U.S.C. §122, of the deposited cell lines during the pendency of the patent application, any and all restrictions on the availability to the public of the deposited samples referred to in paragraph 2 will be irrevocably removed when a U.S. patent based upon the captioned application is granted.

5. I hereby declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the captioned application or any patent issuing thereon.

Heidelberg, March 2, 2000

  
Dr. med. Dr. h.c. mult. zur Hausen

  
Dr. rer. pol. J. Puchta